

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

A METHOD OF IMPROVING SURFACE PLANARITY PRIOR TO  
MRAM BIT MATERIAL DEPOSITION

the specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by an amendment, if any, specifically referred to in this oath or declaration.

I acknowledge the duty to disclose all information known to me which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code § 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

| Prior Foreign Application(s) |           |               | Priority<br>Not<br>Claimed |
|------------------------------|-----------|---------------|----------------------------|
| _____                        | _____     | _____         | <input type="checkbox"/>   |
| (Number)                     | (Country) | (Filing Date) |                            |
| _____                        | _____     | _____         | <input type="checkbox"/>   |
| (Number)                     | (Country) | (Filing Date) |                            |
| _____                        | _____     | _____         | <input type="checkbox"/>   |
| (Number)                     | (Country) | (Filing Date) |                            |

I hereby claim the benefit under Title 35, United States Code, § 120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code,

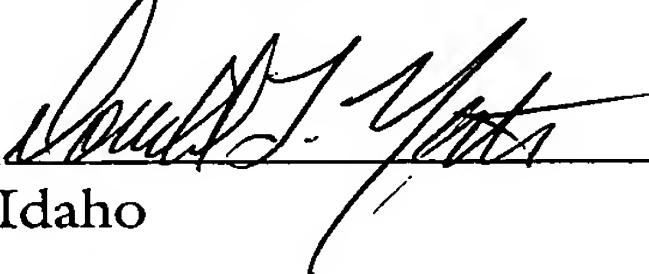
§ 112, I acknowledge the duty to disclose all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this application:

|                   |               |   |
|-------------------|---------------|---|
| (Application No.) | (Filing Date) | (Status)<br>(patented, pending,<br>abandoned) |
| (Application No.) | (Filing Date) | (Status)<br>(patented, pending,<br>abandoned) |
| (Application No.) | (Filing Date) | (Status)<br>(patented, pending,<br>abandoned) |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Please address all correspondence to Thomas J. D'Amico of Dickstein Shapiro Morin & Oshinsky LLP located at 2101 L Street NW, Washington, DC 20037-1526. Telephone calls should be made to (202) 785-9700.

Full name of first inventor: Donald L. Yates

Inventor's signature: 

Date: 11/26/01

Residence: Boise, Idaho

Citizenship: US

Mailing Address: 11151 Musket Street  
Boise, Idaho 83715

1006791.12001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
DECLARATION FOR PATENT APPLICATION

Signature Page for Second Inventor

Full name of second inventor: Joel A. Drewes

Inventor's signature: Joel A. Drewes Date: 11/28/01

Residence: Boise, ID

Citizenship: US

Mailing Address: 1920 Harrison Blvd.  
Boise, ID 83702

10065.0489/P489

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Donald L. Yates, et al.

Application No.:

Group Art Unit: N/A

Filed: Concurrently Herewith

Examiner: Not Yet Assigned

For: A METHOD OF IMPROVING SURFACE  
PLANARITY PRIOR TO MRAM BIT  
MATERIAL DEPOSITION

POWER OF ATTORNEY BY ASSIGNEE AND  
CERTIFICATE BY ASSIGNEE UNDER 37 CFR § 3.73(B)

Assistant Commissioner for Patents  
Washington, DC 20231

Dear Sir:

Micron Technology, Inc., Assignee of the entire right, title and interest in the above-identified application by virtue of the Assignment attached hereto (which is also being submitted concurrently for recordation), hereby appoints the attorneys and agents of the firm of Dickstein Shapiro Morin & Oshinsky LLP located at 2101 L Street NW, Washington, DC 20037-1526, listed as follows:

|                     |        |                            |        |                      |        |
|---------------------|--------|----------------------------|--------|----------------------|--------|
| Gary M. Hoffman     | 26,411 | Laurence E. Fisher         | 37,131 | Gianni Minutoli      | 41,198 |
| Thomas J. D'Amico   | 28,371 | John C. Luce               | 34,378 | Michael Bergman      | 42,318 |
| Donald A. Gregory   | 28,954 | William E. Powell, III     | 39,803 | Mark E. Strickland   | 45,138 |
| James W. Brady, Jr. | 32,115 | Gary L. Veron              | 39,057 | Salvatore P. Tamburo | 45,153 |
| Jon D. Grossman     | 32,699 | Mialeeka C. Williams-Bibbs | 48,037 | Peter Veytsman       | 45,920 |
| Mark J. Thronson    | 33,082 | Jeremy A. Cubert           | 40,399 | Christopher S. Chow  | 46,493 |
| Eric Oliver         | 35,307 |                            |        |                      |        |

and also, listed as follows:

|               |        |               |        |                  |        |
|---------------|--------|---------------|--------|------------------|--------|
| Michael Lynch | 30,871 | David Paul    | 34,692 | Charles Brantley | 38,086 |
| Kevin Martin  | 37,882 | Walter Fields | 37,130 |                  |        |

Application No.: Not Yet Assigned

Docket No.: M4065.0498/P498

attorneys of Micron Technology, Inc. as its attorneys with full power of substitution to prosecute this application and to transact all business in the Patent and Trademark Office in connection therewith.

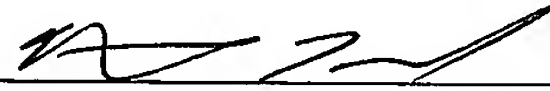
The Assignee certifies that the above-identified assignment has been reviewed and to the best of the Assignee's knowledge and belief, title is in the assignee.

Please direct all correspondence regarding this application to the following:

Thomas J. D'Amico  
DICKSTEIN SHAPIRO MORIN & OSHINSKY LLP  
2101 L Street NW  
Washington, DC 20037-1526  
Telephone: (202) 785-9700  
Fax: (202) 887-0689

Respectfully submitted,

MICRON TECHNOLOGY, INC.

  
\_\_\_\_\_  
Michael L. Lynch  
Chief Patent Counsel  
Registration No. 30,871

Dated: 12-11-01